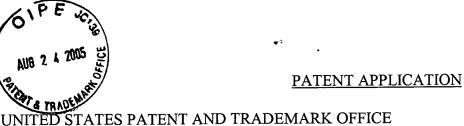
03500.016090.1



In re Application of:)	
		:	Examiner: E. Cherry
HIDEKAZU SHIMOMURA)	
		:	Group Art Unit: 2872
Application No.: 10/624,544)	
		:	
Filed: July 23, 2003)	
		:	
For:	OPTICAL SCANNING)	
	APPARATUS AND IMAGE	:	
	FORMING APPARATUS)	
	LISING THE SAME	•	August 23, 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO ELECTION OF SPECIES REQUIREMENT WITHOUT TRAVERSE

Sir:

In response to the August 9, 2005 Requirement To Elect between species, Applicant hereby provisionally elects to prosecute Species 1, namely Claims 38 and 44, allegedly drawn to the optical member comprising a reflecting member or being a mirror.

The Examiner's statement that Claims 37, 41 to 43, 45 and 46 are generic is acknowledged. An action on the merits is therefore requested for Claims 37, 38 and 41 to 46.

Applicant's undersigned attorney may be reached in our Costa Mesa, ca office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

Michael K. O'Neill Attorney for Applicant Registration No. 42,419

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